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**ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

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COMMISSIONER

300 SOWER BOULEVARD
FRANKFORT, KENTUCKY 40601

October 11, 2016

Dear Concerned Citizen:

Pursuant to the notification requirements in KRS Chapter 13A, the Division of Water submits for your information a newly proposed administrative regulation (401 KAR 4:070 Coal combustion residual surface impoundments). This regulation is being filed in conjunction with the Division of Waste Management as part of a comprehensive program to manage Coal Combustion Residuals (CCR) in the Commonwealth.

The Division of Water filed this proposed regulation with the Legislative Research Commission (LRC) on October 12, 2016 and anticipates that it will be published in the Kentucky Administrative Register on November 1, 2016 and available on the LRC website at <http://www.lrc.ky.gov/kar/frntpage.htm>. The regulation will also be available on the Division of Water website at <http://water.ky.gov/Pages/RegsInProgress.aspx>. Both websites can be accessed online through public libraries or any computer or device with internet access.

A public hearing to receive comments on the newly proposed regulation is scheduled for Tuesday, November 22, 2016 at 6 p.m. at 300 Sower Boulevard, 1st Floor, Training Room C, Frankfort, Kentucky 40601. If the Division of Water does not receive any written requests for testimony at least five days prior to the hearing, the hearing may be cancelled.

The Division of Water requests that affected individuals, businesses, or other entities submit written comments that identify the anticipated effects of the proposed administrative regulation. Written comments will be accepted through November 30, 2016. Please send written comments to: Carole Catalfo, Esq., Internal Policy Analyst, RPPS, Division of Water, 300 Sower Boulevard, 3rd Floor, Frankfort, KY 40601, or by email to: water@ky.gov (Subject line: CCR Surface Impoundments).

Sincerely,

Peter T. Goodman, Director
Division of Water

PTG/cjc
Enclosures